



ATTORNEY GENERAL OF TEXAS
GREG ABBOTT

September 13, 2010

Ms. Sandy Murillo
City of Saginaw
505 West McLeroy Boulevard
Saginaw, Texas 76179

OR2010-13824

Re: Request for the arrest warrant and arrest warrant affidavit, search warrant and search warrant return and mug shot of the named individual; Saginaw PD ID#4714

Dear Ms. Murillo:

The Office of the Attorney General has received your request for a ruling and assigned your request ID# 399646.

After reviewing your arguments and the submitted information, we have determined your request does not present a novel or complex issue. Thus, we are addressing your claims in a memorandum opinion. You claim the submitted information may be withheld from the requestor pursuant to section 552.108(a)(1) of the Government Code. We have considered your arguments and the submitted information and have determined that in accordance with section 552.108(a)(1) you may withhold the requested arrest warrant, arrest warrant affidavit, and mug shot. We note the search warrant and return have been filed with a court. Information filed with a court is generally a matter of public record and may not be withheld from disclosure. Gov't Code § 552.022(a)(17); *Star-Telegram, Inc. v. Walker*, 834 S.W.2d 54 (Tex. 1992). Thus, you may not withhold the search warrant and return under section 552.108(a)(1). The rest of the submitted information is not responsive to the request, and this decision does not address it.

For more information on the cited exception, as well as information on the rights and obligations of governmental bodies and requestors, please refer to open government information contained on the Office of the Attorney General website at www.oag.state.tx.us. You may also contact our Open Government Hotline at 1-877-OPENTEX.

Enc: Submitted documents

cc: Requestor
(w/o enclosures)